

**MINUTES
CITY COUNCIL MEETING
MONDAY, FEBRUARY 2, 2015**

CALL TO ORDER Mayor Shoals called the meeting to order at 6:30 p.m. in the City Hall Council Chambers, 154 South Eighth Street, Grover Beach, California.

MOMENT OF SILENCE

FLAG SALUTE The flag salute was led by Gabriela Rios Hernandez, an 11-year-old, 5th grade student at Grover Heights Elementary School.

ROLL CALL

City Council: Council Members Karen Bright, Barbara Nicolls, Mariam Shah, Mayor Pro Tem Jeff Lee, and Mayor John Shoals were present.

City Staff: City Manager Robert Perrault, City Attorney Martin Koczanowicz, City Clerk Donna McMahon, Interim Police Chief Jim Copsey, Administrative Services Director Gayla Chapman, Public Works Director/City Engineer Greg Ray, and Parks & Recreation Program Director Kathy Petker were also present.

AGENDA REVIEW

Action: Upon unanimous consensus, the Council adopted the agenda as presented.

CEREMONIAL CALENDAR

1. Proclamation of Appreciation to Paul Brunner for Service on the Grover Beach Traffic Committee, Citizen Oversight Committee, and Volunteer for the Police Department.

Mayor Shoals read and presented the proclamation to Mr. Brunner. The City Council then thanked Mr. Brunner for his service to the community.

2. Presentations to Police Department Employees of the Year in the Following Categories: Sworn - Police Officer Nelida Aceves; Non-sworn - Communications Supervisor Devon Polit; and Reserve - Former Reserve Officer Felix Ramirez.

Interim Police Chief Copsey described the Police Department's employee recognition program and, together with the City Council, publicly recognized Police Officer Aceves and Police Officer Ramirez, thanking them for their service to the community. Although she was unavailable to attend the meeting, Communications Supervisor Polit was publicly recognized and thanked for her service to the community.

PUBLIC COMMUNICATIONS The Mayor opened the floor to any member of the public for comment on items of interest which were within the jurisdiction of the City Council, but were not listed on the agenda.

- A. Dave Ekbon, Grover Beach resident and former Mayor, objected to the estimated costs to retrofit lights at the Mentone Basin Sports Courts and suggested the City consider a less expensive option. He also objected to City Hall offices being closed to the public during the week of Christmas.
- B. Linda McClure, Grover Beach United representative, submitted a letter requesting the City's assistance regarding the organization's next car show.
- C. Brad Snook, Surfrider Foundation representative, expressed concerns regarding operations at the South San Luis Obispo County Sanitation District.
- D. John Wysong, Grover Beach resident, expressed concerns regarding traffic conditions on Oak Park Boulevard. He also objected to the City's notices regarding water consumption levels at his home.

There were no further public comments received at this time.

PUBLIC HEARINGS

3. Introduction and First Reading of a Proposed Ordinance Prohibiting Aggressive Panhandling Entitled “Solicitation in Public Places, Controls, and Prohibitions”.
(Continued Public Hearing from the City Council meetings of December 15, 2014 and January 20, 2015.)

Mayor Shoals read the title to the foregoing item, declared the Public Hearing open, and deferred to staff for a report. Interim Police Chief Copsey provided an overview regarding proposed regulations to prohibit aggressive solicitation and described the locations and circumstances under which the regulations would apply. He then responded to questions from the Council.

Mayor Shoals invited comments from those in the audience who wished to be heard on this matter.

Janna Nichols, 5 Cities Homeless Coalition, distributed informational materials regarding community programs that provided food, financial, and medical assistance to those in need. She also described efforts by service providers and church organizations to mobilize and coordinate their resources as efficiently as possible to address the needs of low-income individuals and the homeless.

The following persons spoke in support of the proposed ordinance:

- Duke Sterling, Grover Beach business owner, suggested adding “parks” and “major intersections” to the list of restricted areas.
- Marsha Bolyantz, Grover Beach resident, suggested increasing the restricted area for business driveways and posting signs to encourage people to stop giving money to panhandlers. She also provided an article regarding programs implemented in San Luis Obispo to address similar issues, along with flyers regarding a local employment assistance center and a free networking group for job seekers.
- Rose Spagnola, Grover Beach business owner, suggested accommodating those businesses with extended or late-night hours of operation.
- Joseph Holmes, Oceano resident, expressed concerns regarding panhandling activities occurring near bus stops.

There were no further public comments received and the Mayor closed the Public Hearing.

Interim Chief Copsey and City Attorney Koczanowicz responding to questions from the Council. Discussion ensued regarding the proposed regulations and whether the Police Department had sufficient resources to enforce the new ordinance, as well as address trespassing concerns along the West Grand Avenue corridor. It was noted that the Chamber of Commerce would be partnering with City staff to inform and educate local businesses regarding the new regulations.

Action: Upon unanimous consensus, the Council authorized scheduling a discussion at the FY 15 Mid-Year Budget Review to increase funding for law enforcement personnel.

Action: It was moved by Mayor Pro Tem Lee and seconded by Council Member Bright to conduct first reading, by title only, of Ordinance No. 15-01, and schedule second reading and adoption at the next regular City Council meeting on Tuesday, February 17, 2015. The motion carried on the following roll call vote:

AYES: Council Members Bright, Nicolls, Shah, Mayor Pro Tem Lee, and Mayor Shoals.
NOES: Council Members - None.
ABSENT: Council Members - None.
ABSTAIN: Council Members - None.

Ordinance No. 15-01: An Ordinance of the City Council of the City of Grover Beach Amending Article III of the Grover Beach Municipal Code Adding Chapter 18 to be Entitled “Solicitation in Public Places Controls and Prohibitions”. *(First Reading only.)*

Recess: Upon consensus of the City Council, the meeting recessed at 8:14 p.m.
Reconvene: At 8:27 p.m., the meeting reconvened with all Council Members present.

CONSENT AGENDA

It was moved by Council Member Bright and seconded by Council Member Nicolls to approve Consent Agenda Item Nos. 4, 5, 6, and 7 as recommended. The motion carried on the following roll call vote:

AYES: Council Members Bright, Nicolls, Shah, Mayor Pro Tem Lee, and Mayor Shoals.
NOES: Council Members - None.
ABSENT: Council Members - None.
ABSTAIN: Council Members - None.

- 4. Treasurer's Report for the Period of January 14, 2015 - January 27, 2015.**
Action: Approved the Treasurer's Report as submitted.
- 5. Minutes of the Following City Council Meetings:**
 - Regular City Council Meeting of December 1, 2014;
 - Special City Council Meeting of December 15, 2014; and
 - Regular City Council Meeting of December 15, 2014.**Action:** Approved the minutes as submitted.
- 6. Contract Addendum to Agreement Between Harris Systems USA, Inc., and the City of Grover Beach** - Amended agreement with the City's current financial system software vendor to upgrade the financial system and include a module to provide permit processing for the Community Development Department.
Action: Authorized the Mayor to execute the Addendum to the Agreement between Harris Systems USA, Inc., and the City of Grover Beach.
- 7. FY 14 Comprehensive Annual Financial Report (CAFR)** - Report from the independent auditing firm Moss, Levy, and Hartzheim regarding the City budget for the previous fiscal year from July 1, 2013 through June 30, 2014.
Action: Received and filed the FY 14 Comprehensive Annual Financial Report.

REGULAR BUSINESS

- 8. Discussion Regarding Implementation of the Measure K-14 Street Repair and Rehabilitation Program.**

Mayor Shoals read the title to the foregoing item and deferred to staff for a report. Public Works Director/City Engineer Ray provided an overview regarding options for programming the repair and rehabilitation of City streets, the street selection process, prioritizing factors to help guide the selection of streets to be included in each year's street maintenance program, and proposed outreach efforts to encourage public input regarding this matter. Staff then responded to questions from the Council regarding accelerating the bond issuance schedule, how certain streets were identified for "public safety routes" or as having "high traffic volumes". Additional discussion was held regarding the proposed public workshops to solicit community input.

Mayor Shoals invited comments from those in the audience who wished to be heard on this matter.

Ron Reilly, Grover Beach resident, suggested focusing efforts on streets located within one to two blocks of major intersections, such as 13th Street and West Grand Avenue or within one block of major thoroughfares, such as 4th Street or Oak Park Boulevard. Upon question, he supported accelerating the bond issuance schedule to expedite the rehabilitation of City streets.

Cyndi Cabalar, Grover Beach resident, requested that Newport Avenue be included in the initial phase of streets to be rehabilitated. Upon question, she objected to accelerating the bond issuance schedule without receiving assurances that Newport Avenue would be repaired.

Marsha Bolyanatz, Grover Beach resident, requested that South 9th Street between West Grand Avenue and Longbranch Avenue be included in the initial phase of streets repairs. Upon question, she supported an accelerated bond issuance schedule, but doubted whether a majority of property owners would respond similarly.

Mary Ellen Maldonado, Grover Beach resident, requested that North 13th Street and Brighton Avenue, between North 13th Street and North 14th Street, be included in the initial phase of street repairs. She also spoke in support of accelerating the bond issuance schedule to increase the number of streets scheduled for repair.

There were no further public comments received.

Council discussion ensued regarding the various factors in determining the preferred approach for programming street repairs and rehabilitations; pursuing alternatives to address curbs, gutters and sidewalks, as well as undergrounding utilities and drainage improvements. Additional discussion was held regarding public outreach efforts, providing the Council and citizens with periodic progress reports and an annual report regarding the street rehabilitation program, and establishing a project schedule to begin construction as soon as possible.

Action: Upon unanimous consensus, the Council authorized the following actions to solicit citizen comments regarding the preferred program options for the implementation of the Measure K-14 Street Repair and Rehabilitation Program:

- 1) Scheduling Special City Council meeting workshops on Wednesday, February 11, 2015 at the Community Center on Trouville Avenue, and Monday, February 23, 2015 at the Ramona Garden Park Center;
- 2) prior to the first public workshop, posting an online survey on the City website and Facebook page inviting community input; and
- 3) publishing an announcement, but not a legal ad, in the local newspaper inviting the community to participate in one or both special meeting workshops and the online survey.

PULLED CONSENT AGENDA ITEMS

None at this time.

COUNCIL COMMITTEE REPORTS

Council Member Shah reported on the recent Arroyo Grande & Grover Beach Chamber of Commerce Installation Dinner, as well as meetings of Homeless Services Oversight Council and Visit San Luis Obispo County.

Council Member Bright reported on meetings of the Air Pollution Control District and the Zone Three Advisory Committee, and noted that the next Coastal Commission meeting was being held in Pismo Beach.

Council Member Nicolls reported on the South County Transit meeting.

Mayor Pro Tem Lee reported on the meeting of the Economic Vitality Corporation and announced that the Integrated Waste Management Authority meeting had been cancelled.

Mayor Shoals outlined items scheduled for discussion at the next meeting of the San Luis Obispo Council of Governments. He also reported on the meeting of the South San Luis Obispo County Sanitation District, noted recent staffing changes at the District, and outlined items tentatively scheduled for discussion at the next meeting.

COUNCIL COMMUNICATIONS

- A. Council Member Bright, in response to an earlier comment during Public Communications, requested and received information regarding: 1) current plans to turn the lights back on at the Mentone Basin Sports Courts; and 2) current discussions between staff and Grover Beach United regarding requirements for the organization's car show. It was noted that proposed amendments to the City's special event requirements were not likely to occur within the next 30 days.

In reference to the lighting project at the Mentone Basin Sports Courts, Mayor Shoals suggested City staff contact PG&E representative Eric Daniels.

- B. Mayor Pro Tem Lee requested, in response to earlier citizen comments, that staff provide the Council with an update regarding the pedestrian crosswalk lights on North 4th Street and Atlantic City Avenue, and the traffic signal actuators on Oak Park Boulevard. He also suggested scheduling a discussion regarding the need for additional personnel to manage the number of upcoming capital projects. City Manager Perrault confirmed that the matter would be included in the Council's upcoming mid-year budget discussion. Upon request, City Manager Perrault provided an update regarding recruitment efforts for the positions of Chief of Police and part-time Recreation Coordinator.
- C. Mayor Shoals announced tentative plans for a "Walk and Roll" event along West Grand Avenue on the second Saturday of every month, with special discounts offered by local businesses. The focus would be on stimulating the local economy, encouraging community involvement, and increasing pedestrian traffic from the downtown area to the beach. He noted that additional information would be provided once event details were further developed.

CITY MANAGER'S REPORTS AND COMMENTS

None at this time.

CITY ATTORNEY'S REPORTS AND COMMENTS

None at this time.

CLOSED SESSION

At 10:32 p.m., the Council met in Closed Session regarding the following item:

- 1. Conference with Real Property Negotiators**
Pursuant to Government Code Section 54956.8
Property: APN 060-381-010, 011
Agency negotiator: City Manager and City Attorney
Negotiating party: Pacifica Companies
Under negotiation: Terms and conditions of potential lease.

Closed Session Announcements: At 11:37 p.m., Mayor Shoals reconvened the meeting in open session with all Council Members present. It was announced that there were no reportable actions taken during Closed Session.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Shoals adjourned the meeting at 11:38 p.m.

/s/ JOHN P. SHOALS, MAYOR

Attest:

/s/ DONNA L. McMAHON, CITY CLERK
(Approved at CC Mtg 03/16/2015)